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*Proposed Liaison Counsel and
Attorneys for Proposed Lead Plaintiff David Wagner*

[Additional Counsel on Signature Page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

ALLAN J. NICOLOW, Individually and on
Behalf of All Others Similarly Situated,

Plaintiff,

vs.

HEWLETT-PACKARD COMPANY, LEO
APOTHEKER, MARGARET C.
WHITMAN, CATHERINE A. LESJAK, and
JAMES T. MURRIN,

Defendants.

CASE NO.: 12-cv-05980-CRB

CLASS ACTION

**NOTICE OF WITHDRAWAL OF
DAVID WAGNER'S MOTION FOR
CONSOLIDATION OF RELATED
ACTIONS, APPOINTMENT AS LEAD
PLAINTIFF, AND APPROVAL OF HIS
SELECTION OF COUNSEL**

Date: March 1, 2013

Time: 10:00 a.m.

Judge: Hon. Charles R. Breyer

Dept.: Courtroom 6, 17th Floor

1 DAVIN POKOIK, Individually and on
2 Behalf of All Others Similarly Situated,

3 Plaintiff,

4 vs.

5 HEWLETT-PACKARD COMPANY,
6 AUTONOMY CORPORATION PLC,
7 DELOITTE LLP, LEO APOTHEKER,
8 MARGARET C. WHITMAN, CATHERINE
9 A. LESJAK, JAMES T. MURRIN,
MICHAEL R. LYNCH, and SUSHOVAN
HUSSAIN,

10 Defendants.

CASE NO.: 12-cv-06074-CRB

CLASS ACTION

11 PAUL NEUMANN,

12 Plaintiff,

13 vs.

14 HEWLETT-PACKARD COMPANY,
15 MARGARET C. WHITMAN, LEO
16 APOTHEKER, JAMES T. MURRIN,
CATHERINE LESJAK, and MARK HURD,

17 Defendants.
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CASE NO.: 13-cv-0284-EJD

CLASS ACTION

Date: May 10, 2013

Time: 9:00 a.m.

Judge: Hon. Edward J. Davila

Dept.: Courtroom 4, 5th Floor (San Jose)

1 David Wagner hereby withdraws his January 25, 2013 Motion For Consolidation of
2 Related Actions, Appointment As Lead Plaintiff, and Approval of His Selection of Counsel.
3 (*Nicolow* ECF Nos. 28-35; *Pokoik* ECF Nos. 16-23; *Newman* ECF Nos. 3-11.)

4 The Private Securities Litigation Reform Act of 1995 requires the Court to appoint as
5 Lead Plaintiff the person or group of persons with the largest financial interest in the litigation
6 that otherwise satisfies the requirements of Rule 23 of the Federal Rules of Civil Procedure.
7 15 U.S.C. § 78u-4(a)(3)(B)(iii). David Wagner, through his undersigned counsel, has reviewed
8 the submissions of the other movants seeking appointment as Lead Plaintiff. Based upon the
9 submissions to date, it appears that David Wagner has the largest financial interest among
10 individual shareholders, but there are several institutional movants that assert larger financial
11 interests in the relief being sought by the class. Accordingly, in the interest of efficiency,
12 David Wagner hereby withdraws his motion.

13 In the event that the Court declines to appoint or solely appoint these institutional
14 movants for any reason, or if they become unable to serve or if they withdraw at any time
15 during the litigation, David Wagner remains ready, willing and able to serve as Lead Plaintiff or
16 Co-Lead Plaintiff and/or as class representative and to prosecute this case in the best interests of
17 the class.

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1 This withdrawal shall have no effect upon David Wagner's rights as a member of the
2 proposed class, including but not limited to the right to share in any recovery from the
3 resolution of this action through settlement, judgment, or otherwise.

4 Dated: February 4, 2013

Respectfully submitted,

5 **BERMAN DEVALERIO**

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7 By: /s/ Nicole Lavallee
Nicole Lavallee

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22 *Attorneys for Proposed Lead Plaintiff David*
23 *Wagner*